

IC 11-8

**ARTICLE 8. GENERAL PROVISIONS:
DEPARTMENT OF CORRECTION**

IC 11-8-1

Chapter 1. Definitions

IC 11-8-1-1

Application of definitions

Sec. 1. The definitions set out in this chapter apply throughout this title.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-2

"Adult"

Sec. 2. "Adult" means a person eighteen (18) years of age or older or a criminal offender under eighteen (18) years of age.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-3

"Board"

Sec. 3. "Board" refers to the board of correction.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-4

"Commissioner"

Sec. 4. "Commissioner" refers to the commissioner of correction.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-5

"Committed"

Sec. 5. "Committed" means placed under the custody or made a ward of the department of correction. The term includes a minimum security assignment, including an assignment to a community transition program under IC 11-10-11.5.

As added by Acts 1979, P.L.120, SEC.1. Amended by P.L.90-2000, SEC.1.

IC 11-8-1-5.4

"Community corrections program"

Sec. 5.4. "Community corrections program" has the meaning set forth in IC 11-12-1-1.

As added by P.L.273-1999, SEC.204.

IC 11-8-1-5.5

"Community transition program"

Sec. 5.5. "Community transition program" means assignment of a person committed to the department to:

- (1) a community corrections program; or
- (2) in a county or combination of counties that do not have a

community corrections program, a program of supervision by the probation department of a court;
for a period after a person's community transition program commencement date until the person completes the person's fixed term of imprisonment, less the credit time the person has earned with respect to the term.

As added by P.L.273-1999, SEC.205.

IC 11-8-1-5.6

"Community transition program commencement date"

Sec. 5.6. "Community transition program commencement date" means the following:

(1) Not earlier than sixty (60) days and not later than thirty (30) days before an offender's expected release date, if the most serious offense for which the person is committed is a Class D felony.

(2) Not earlier than ninety (90) days and not later than thirty (30) days before an offender's expected release date, if the most serious offense for which the person is committed is a Class C felony and subdivision (3) does not apply.

(3) Not earlier than one hundred twenty (120) days and not later than thirty (30) days before an offender's expected release date, if:

(A) the most serious offense for which the person is committed is a Class C felony;

(B) all of the offenses for which the person was concurrently or consecutively sentenced are offenses under IC 16-42-19 or IC 35-48-4; and

(C) none of the offenses for which the person was concurrently or consecutively sentenced are listed in IC 35-50-2-2(b)(4).

(4) Not earlier than one hundred twenty (120) days and not later than thirty (30) days before an offender's expected release date, if the most serious offense for which the person is committed is a Class A or Class B felony and subdivision (5) does not apply.

(5) Not earlier than one hundred eighty (180) days and not later than thirty (30) days before an offender's expected release date, if:

(A) the most serious offense for which the person is committed is a Class A or Class B felony;

(B) all of the offenses for which the person was concurrently or consecutively sentenced are offenses under IC 16-42-19 or IC 35-48-4; and

(C) none of the offenses for which the person was concurrently or consecutively sentenced are listed in IC 35-50-2-2(b)(4).

As added by P.L.273-1999, SEC.206. Amended by P.L.291-2001, SEC.223; P.L.85-2004, SEC.30.

IC 11-8-1-6

"Confined"

Sec. 6. "Confined" has the same meaning as "committed" except it does not refer to any part of:

- (1) parole;
- (2) a minimum security assignment to a program requiring periodic reporting to a designated official; or
- (3) intermittent service of a term of imprisonment

that does not entail imprisonment in a correctional or penal facility.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-7**"Department"**

Sec. 7. "Department" refers to the department of correction.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-8**"Discharge"**

Sec. 8. "Discharge" means termination of a commitment to the department of correction.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-8.5**"Expected release date"**

Sec. 8.5. "Expected release date" means the most likely date on which a person would be entitled under IC 35-50-6-1(a)(2) or IC 35-50-6-1(a)(3) to release to the committing court for probation or release on parole considering:

- (1) the term of the sentence;
- (2) the term of any other concurrent or consecutive sentence that the person must serve;
- (3) credit time that the person has earned before sentencing;
- (4) credit time that the person has earned on and after sentencing; and
- (5) the amount of credit time that the person would earn if the person remains in the credit time class in which the person is currently assigned during the person's period of imprisonment.

As added by P.L.273-1999, SEC.207.

IC 11-8-1-9**"Offender"**

Sec. 9. "Offender" means:

- (1) a criminal offender, which is a person of any age who is convicted of a crime; or
- (2) a delinquent offender, which is a person who is adjudged delinquent by a juvenile court.

As added by Acts 1979, P.L.120, SEC.1.

IC 11-8-1-10**"Person"**

Sec. 10. "Person" means an individual, corporation, limited

liability company, partnership, unincorporated association, or governmental entity.

As added by Acts 1979, P.L.120, SEC.1. Amended by P.L.8-1993, SEC.180.